Criminal Appeal No. 1215 of 2001
(Old No. 429/87)

Hon'ble Irshad Hussain, J.

None appear for the appellant. Sri Lalit Verma learnd A.G.A. is present.

The respondent were acquitted of the charges under section 14(1A) read with section 14(A) of the Provident Fund Act per judgment and order dated 5.10.1981 passed by the then Judicial Magistrate-I Dehradun in criminal case no. 147/1980. The lower court record had been weeded out and therefore it is difficult to re-appraise the evidence on which the learned trial court passed his conclusion after consideration of the evidence of the complainant. Considering this aspect of the matter the appeal has to be dismissed and the judgment of acquittal has to be maintained.

The appeal is dismissed and the judgment dated 5.10.1981 of the trial Magistrate is affirmed.

(Irshad Hussain, J.)

Dated: 22-5-2004

ISB